

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
June 5, 2005
Tribal Court Room 7500 Odawa Circle
Smudging 9:15 a.m.
9:30 a.m.

Executive Session: no

Call to Order: Meeting was called to order at 9:59 a.m.

Council Present: Tribal Chairman Frank Ettawageshik, Vice-Chairperson Beatrice A. Law, Treasurer Alice Yellowbank, Councilor Rita Shananaquet, Councilor Fred Harrington, Jr., Councilor Regina Gasco Bentley
Absent: Secretary Dexter McNamara-excused

Legal Staff Present: Allie Greenleaf Maldonado-Assistant General Counsel

Staff Present: Michele LaCount-Executive Assistant, Valerie Tweedie, Chief Financial Officer, Albert Colby, Jr.-Tribal Administrator

Commission, Boards and Committees:

Guests: Brittany Bentley, Melvin Kiogima, Sr., Marcia Sutton, Sharon Sierzputowski, Judy Pierzynowski, Andrew Stich, Deleta Gasco Smith, John Kawegoma

Opening Ceremony: Alice Yellowbank

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to approve the minutes for May 15, 2005 as amended.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Councilor Regina Gasco Bentley and supported by Councilor Fred Harrington, Jr., to accept the Treasurer's verbal and written report as presented by Valerie Tweedie Chief Financial Officer for June 5, 2005.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Councilor Regina Gasco Bentley and supported by Councilor Rita Shananaquet to earmark \$3,000,000 of investment funds for the Health Park renovations and expansion and direct the Treasurer to establish a Capital Account for the project and transfer investments into Capital Account as needed. The renovations and expansion shall be implemented over a 3-year period to implement the health plan presented to Tribal Council on June 4, 2005 with master plans to be approved by Tribal Council. The plan shall match renovations

and expansion with operation capability of the clinic. The initial \$250,000 shall be authorized for immediate clinic movement administered by the Tribal Administrator, and authorize the Tribal Chairman or their designee to sign contracts.

Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

11:18 a.m. recess called

11:30 a.m. meeting reconvened

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to accept the Tribal Administrator's written report for June 5, 2005.

Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet to approve a letter to United States Environmental Protection Agency (USEPA) Director Ralph Dolhopf supporting the EPA'S position identifying non-compliance issues practiced by CMS Energy and authorize the Tribal Chairman to sign.

Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to designate Murray Road site as the future location for a Little Traverse Bay Bands of Odawa Indians Commodities Annex. The building will not be used until a floor plan, management and implantation procedures are developed and a floor sump pump is installed in the basement.

Vote: 5 Yes, 1 No (Councilor Rita Shananaquet), 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

11:47 Public Comment opened: Andrew Stich, Michele LaCount

11:53 a.m. Public comment closed

Motion made by Councilor Fred Harrington, Jr., and supported by Councilor Regina Gasco Bentley to accept the Tribal Chairman's verbal and written report June 5, 2005.

Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Regina Gasco Bentley to adopt Resolution #060505-01 Little Traverse Bay Bands of Odawa Indians Thanks Those Responsible for Honoring Bedassige Otherwise Known as Chief Ignatius Petoskey.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank –yes, Secretary Dexter McNamara-absent,

Councilor Fred Harrington, Jr.-yes, Councilor Rita Shananaquet-no, Councilor Regina Gasco Bentley=yes
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet to approve the NICE Surveillance Systems Maintenance Agreement contract and allow the Gaming Regulatory Commission Chairperson to sign subject to approval by the Chief Financial Officer and Legal Department.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

12:12 p.m. lunch recess called until 1:30 p.m.
1:47 p.m. meeting reconvened

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to accept the Legal Department's verbal and written report as presented by Allie Greenleaf Maldonado for June 5, 2005.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to approve the Little Traverse Bay Bands of Odawa Indians Enrollment Commission Bylaws as amended on June 5, 2005. This motion rescinds the motion of February 6, 2005.
2:53 p.m. recess called
3:03 p.m. meeting reconvened
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Regina Gasco Bentley to accept the resignation of Alan Kesick from the Housing Commission effective June 5, 2005 and declare the position vacant.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to approve the employment contract with Dr. Paul Kaplan, Dental Provider for a period of one year beginning June 6, 2005 and authorize the Tribal Chairman to sign the contract.
Vote: 5 Yes, 1 No (Councilor Rita Shananaquet), 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Regina Gasco Bentley to approve Burial Request #A0101(a) in the amount of \$1,538.08.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Councilor Regina Gasco Bentley and supported by Councilor Fred Harrington, Jr., to approve Burial Request #A0106 in the amount of \$8,000.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Vice-Chairperson Beatrice A. Law to approve Burial Request #A0098(a) in the amount of \$3,043.26.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Regina Gasco Bentley to approve Enrollment list A-Eligible for Membership dated May 18, 2005.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Councilor Regina Gasco Bentley and supported by Councilor Rita Shananaquet to approve Enrollment List B-Declination (Ineligible) dated May 18, 2005.
Vote: 5 Yes, 1 No (Councilor Fred Harrington, Jr.), 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Treasurer Alice Yellowbank to approve the appropriation of \$20,500 to fund foster care payments whenever reimbursement funding through ITC or BIA is interrupted. If funds are later reimbursed for such expenditures, the reimbursement will replenish the original appropriation. The unexpended balance of these funds shall carryover each year until the \$20,500 is expended. Funding to come from the General Fund.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

4:06 p.m. Public Comment opened: John Kawegoma
4:08 p.m. Public Comment closed

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank for Tribal Council to attend the June 11, 2005 work session for Victories II.
Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet for Tribal Council to attend the Gaming Regulatory Hearing Conference in July, 2005, the Gaming Board of Directors Seminar with Jack Salem in July 2005 and the Commission, Boards and Committees/Tribal Council

Roles and Responsibilities training in October, 2005 to include mileage, stipend, lodging and per diem.

Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained

Motion Carried

4:27 p.m. Motion made by Councilor Rita Shananaquet and supported by Councilor Regina Gasco Bentley to adjourn.

Vote: 6 Yes, 0 No, 1 Absent (Secretary Dexter McNamara), 0 Abstained

Motion Carried

These Minutes have been read and approved as written:

Approved:

Dexter McNamara, Tribal Secretary

Date